

Message Text

CONFIDENTIAL

PAGE 01 STATE 137206
ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 PM-04 IO-13 ERDA-05 DODE-00
ACDA-07 CIAE-00 INR-07 NSAE-00 NSC-05 EB-07
NRC-05 OES-07 FEAE-00 SS-15 SP-02 /093 R

DRAFTED BY L/OES:CDSIEGEL:MCP
APPROVED BY L/OES:RJBETTAUER
PM/NPO - MCGUINESS
IO/SCT - JILLSON
ERDA/DSS - MR. BRENNER
OES/NET/RD - MR. BORIGHT
DOD/OSD/ISA - COL. NAFTZINGER
ERDA/ISA - MR. HAGIS
ACDA/GC - MRS. MAZEAU
-----141619Z 063819 /47
R 141502Z JUN 77
FM SECSTATE WASHDC
TO AMEMBASSY VIENNA

C O N F I D E N T I A L STATE 137206

USIAEA

E.O. 11652: GDS

TAGS:TECH, ENRG, IAEA

SUBJECT:DRAFT CONVENTION ON PHYSICAL SECURITY

REF: IAEA VIENNA 4528

1. RE PARA 3 REFTTEL: DEPT AGREES WITH PROPOSED ENLARGEMENT
OF EXPERTS GROUP TO 14-16, INCLUDING REPRESENTATIVES OF NON-
SUPPLIERS. IN ADDITION TO YOUR CONCERN ABOUT PROBLEMS OF
"DETAILED QUESTIONING," WE WISH TO AVOID ANY APPEARANCE THAT
THIS IS A SUPPLIERS' EFFORT TO IMPOSE RESTRAINTS ON NON-
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 137206

SUPPLIERS.

2. RE PARA 4 OF REFTTEL: WE HAD FRAMED RATIFICATION/ACCES-
SION PROVISIONS OF CONVENTION IN TERMS OF STATES PARTIES TO
IAEA STATUTE BECAUSE WE ASSUMED ALL NUCLEAR IMPORTING AND
EXPORTING STATES WOULD BE MEMBERS. IT IS ALSO ASSUMED THAT
MOST TRANSIT STATES ARE PARTIES TO THE STATUTE. CONVENTION

MECHANISM, IN ANY EVENT, REQUIRES IMPORTING OR EXPORTING STATE TO REQUIRE ASSURANCES FROM NON-PARTY TRANSIT STATE (ARTICLE 4(5)); CONSEQUENTLY, EVEN IF SOME TRANSIT STATES ARE NOT PARTIES TO IAEA STATUTE, IF CONVENTION MECHANISM WE DEvised IS ULTIMATELY ADOPTED, THEY WOULD BE COVERED FOR PRACTICAL PURPOSES.

3. HOWEVER, WE WOULD APPRECIATE MISSION COMMENTS ON WHETHER ANY NUCLEAR IMPORTING, EXPORTING OR TRANSIT STATES ARE NOT MEMBERS OF IAEA. OUR ASSUMPTION HAD BEEN THAT LIMITING CONFERENCE PARTICIPATION, AND LATER ACCESSION/RATIFICATION TO PARTIES TO THE STATUTE WAS SUFFICIENTLY UNIVERSAL. WE ALSO FELT THAT BENEFIT OF WIDER PROVISIONS MIGHT NOT BE JUSTIFIED IN TERMS OF ADDITIONAL COMPLICATIONS BOTH FROM PROCEDURAL AND SUBSTANTIVE POINT OF VIEW. WE WOULD BE READY TO REASSESS THIS POSITION.

4. RE PARAS 5 AND 6 OF REFTel: WE ARE NOT COMMITTED TO NECESSITY OF A DIPLOMATIC CONFERENCE. WE AGREE THAT ADOPTION OF FINAL CONVENTION BY IAEA GENERAL CONFERENCE COULD AVOID PROCEDURAL PROBLEMS AND MIGHT BE LESS BURDENSOME FINANCIALLY. WE DO NOT THINK THE UNGA IS AN ACCEPTABLE FORUM BECAUSE WE WOULD LIKE TO AVOID POLITICIZATION OF MATTER TO EXTENT POSSIBLE. BASIC REASON FOR SUGGESTING DIPLOMATIC CONFERENCE WAS HOPE THAT THIS COULD SPEED ADOPTION OF CONVENTION. HOWEVER, REALISTICALLY, BEST AND MOST MANAGEABLE TIME FOR ADOPTION OF CONVENTION MIGHT BE SEPT. 1978 GENERAL CONFERENCE. WE SHOULD EXPLORE THIS FURTHER WITH RAINER, ESPECIALLY WHAT INTERIM STEPS WOULD BE VIEWED AS NECESSARY. CONFIDENTIAL

CONFIDENTIAL

PAGE 03 STATE 137206

ALSO RELEVANT IS QUESTION CONSIDERED ABOVE OF WHETHER NON-MEMBERS ARE TO PARTICIPATE; OBVIOUSLY, IF THERE IS PRESSURE TO INCLUDE NON-MEMBERS, WE WILL HAVE TO FOCUS ON PROCEDURAL ASPECTS OF INVITATION TO SUCH STATES TO PARTICIPATE IN THIS ITEM. (WHICHEVER FORUM IS CHOSEN, TERMS OF REFERENCE SHOULD EFFECTIVELY LIMIT CONSIDERATION TO NON-MILITARY NUCLEAR MATERIAL AS IN PRESENT DRAFT.) CHRISTOPHER

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, PHYSICAL SECURITY
Control Number: n/a
Copy: SINGLE
Sent Date: 14-Jun-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE137206
Document Source: CORE
Document Unique ID: 00
Drafter: CDSIEGEL:MCP
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770212-0142
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770658/aaaabyyo.tel
Line Count: 104
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: cebd417d-c288-dd11-92da-001cc4696bcc
Office: ORIGIN L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 77 IAEA VIENNA 4528
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29-Nov-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2155827
Secure: OPEN
Status: NATIVE
Subject: DRAFT CONVENTION ON PHYSICAL SECURITY
TAGS: TECH, ENRG, IAEA
To: VIENNA
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/cebd417d-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009